



# PROPOSED RULE MAKING

**CR-102 (June 2004)**

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making**Agency:** Washington Horse Racing Commission

- ☒ **Preproposal Statement of Inquiry was filed as WSR 10-12-086 ; or**  
☐ **Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_; or**  
☐ **Proposal is exempt under RCW 34.05.310(4).**

- ☒ **Original Notice**  
☐ **Supplemental Notice to WSR \_\_\_\_\_**  
☐ **Continuance of WSR \_\_\_\_\_**

**Title of rule and other identifying information:** (Describe Subject) WAC 260-36-085 License and fingerprint fees**Hearing location(s):**

Auburn City Council Chambers  
25 W. Main  
Auburn, WA 98002

Date: October 14, 2010 Time: 9:30 a.m.

**Date of intended adoption:** October 14, 2010(Note: This is **NOT** the **effective** date)**Submit written comments to:**

Name: Douglas L Moore  
Address: 6326 Martin Way, Suite 209  
Olympia, WA 98516-5578  
e-mail [dmoore@whrc.state.wa.us](mailto:dmoore@whrc.state.wa.us)  
fax (360) 459-6461 by October 11, 2010

**Assistance for persons with disabilities:** ContactPatty Sorby by October 11, 2010

TTY (360) 459-6462 or ( ) \_\_\_\_\_

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** Raises the licensing fees approximately 5% to cover the cost of the licensing program as allowed in RCW 67.16.020 (1).**Reasons supporting proposal:** A cost increase is necessary to cover the increase in costs of the licensing program.**Statutory authority for adoption:** RCW 67.16.020**Statute being implemented:****Is rule necessary because of a:**

Federal Law? ☐ Yes ☒ No  
Federal Court Decision? ☐ Yes ☒ No  
State Court Decision? ☐ Yes ☒ No  
If yes, CITATION:

**DATE**

September 1, 2010

**NAME** (type or print)

Douglas L Moore

**SIGNATURE****TITLE**

Deputy Secretary

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE:** September 01, 2010**TIME:** 8:30 AM**WSR 10-18-091**

(COMPLETE REVERSE SIDE)

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**Name of proponent:** (person or organization)

☐ Private  
☐ Public  
☒ Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Douglas L Moore	6326 Martin Way, Suite 209 Olympia, WA 98516-5578	(360) 459-6462
Implementation....Robert J Lopez	6326 Martin Way, Suite 209 Olympia, WA 98516-5578	(360) 459-6462
Enforcement..... Robert J Lopez	6326 Martin Way, Suite 209 Olympia, WA 98516-5578	(360) 459-6462

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone (     ) \_\_\_\_\_

fax     (     ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No. Explain why no statement was prepared. Not applicable

**Is a cost-benefit analysis required under RCW 34.05.328?**

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone (     ) \_\_\_\_\_

fax     (     ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No: Please explain: Not applicable

AMENDATORY SECTION (Amending WSR 09-21-014, filed 10/9/09, effective 11/9/09)

**WAC 260-36-085 License and fingerprint fees.** The following are the license fees for any person actively participating in racing activities:

Apprentice jockey	<del>\$((80.00))</del> <u>83.00</u>
Assistant trainer	<del>\$((38.00))</del> <u>40.00</u>
Association employee--management	<del>\$((26.00))</del> <u>27.00</u>
Association employee--hourly/seasonal	<del>\$((16.00))</del> <u>17.00</u>
Association volunteer nonpaid	No fee
Authorized agent	<del>\$((26.00))</del> <u>27.00</u>
Clocker	<del>\$((26.00))</del> <u>27.00</u>
Exercise rider	<del>\$((80.00))</del> <u>83.00</u>
Groom	<del>\$((26.00))</del> <u>27.00</u>
Honorary licensee	<del>\$((16.00))</del> <u>17.00</u>
Jockey agent	<del>\$((80.00))</del> <u>83.00</u>
Jockey	<del>\$((80.00))</del> <u>83.00</u>
Other	<del>\$((26.00))</del> <u>27.00</u>
Owner	<del>\$((80.00))</del> <u>83.00</u>
Pony rider	<del>\$((80.00))</del> <u>83.00</u>
Service employee	<del>\$((26.00))</del> <u>27.00</u>
Spouse groom	<del>\$((26.00))</del> <u>27.00</u>
Stable license	<del>\$((49.00))</del> <u>51.00</u>
Trainer	<del>\$((80.00))</del> <u>83.00</u>
Vendor	<del>\$((122.00))</del> <u>127.00</u>

The license fee for multiple licenses may not exceed ~~\$((+22.00))~~ 127.00, except persons applying for owner, veterinarian or vendor license must pay the license fee established for each of these licenses.

The following are examples of how this section applies:

Example one - A person applies for the following licenses: Trainer (~~\$((80.00))~~ 83.00), exercise rider (~~\$((80.00))~~ 83.00), and pony rider (~~\$((80.00))~~ 83.00). The total license fee for these multiple licenses would only be ~~\$((+22.00))~~ 127.00.

Example two - A person applies for the following licenses: Owner (~~\$((80.00))~~ 83.00), trainer (~~\$((80.00))~~ 83.00) and exercise rider (~~\$((80.00))~~ 83.00). The total cost of the trainer and exercise rider license would be ~~\$((+22.00))~~ 127.00. The cost of the owner license (~~\$((80.00))~~ 83.00) would be added to the maximum cost of multiple licenses (~~\$((+22.00))~~ 127.00) for a total license fee of ~~\$((202.00))~~ 210.00.

Example three - A person applies for the following licenses: Owner (~~\$((80.00))~~ 83.00), vendor (~~\$((+22.00))~~ 127.00), and exercise rider (~~\$((80.00))~~ 83.00). The license fees for owner (~~\$((80.00))~~ 83.00) and vendor (~~\$((+22.00))~~ 127.00) are both added to the license fee for exercise rider (~~\$((80.00))~~ 83.00) for a total license fee of ~~\$((282.00))~~ 293.00.

In addition to the above fees, except for association volunteers (nonpaid) at Class C race meets, a \$10.00 fee will be added to cover the costs of conducting a fingerprint-based background check. The background check fee will be assessed only once annually per person regardless of whether the person applies for more than one type of license in that year.

The commission will review license and fingerprint fees annually to determine if they need to be adjusted to comply with RCW 67.16.020.